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Filing date:

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

| Proceeding                | 91210772   |  |
|---------------------------|--|--|
| Party                     | Plaintiff Intercast Europe S.r.l.  |  |
| Correspondence<br>Address | RALPH H CATHCART LADAS PARRY LLP 1040 AVENUE OF THE AMERICAS NEW YORK, NY 10018 3738 UNITED STATES rcathcart@ladas.com,rroa@ladas.com,mmercado@ladas.com |  |
| Submission                | Motion to Suspend for Settlement Discussions   |  |
| Filer's Name              | Ralph H. Cathcart  |  |
| Filer's e-mail            | rcathcart@ladas.com,rroa@ladas.com,mmercado@ladas.com  |  |
| Signature                 | /Ralph H. Cathcart/  |  |
| Date                      | 06/03/2014   |  |
| Attachments               | Motion on Consent for Suspension - THK Photo.pdf(140277 bytes )  |  |

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                          | X   |                           |
|--------------------------|-----|---------------------------|
|                          | :   |                           |
| INTERCAST EUROPE S.r.l., |     |                           |
|                          | 4   |                           |
| Opposer,                 | 1   | Opposition No. 91/210,772 |
|                          |     | Serial No. 85/718,687     |
| v.                       |     |                           |
|                          | - 1 |                           |
| KENKO TOKINA USA, INC.,  |     |                           |
|                          | 1:  |                           |
| Applicant.               | :   |                           |
|                          | :   |                           |
|                          | Y   |                           |

#### MOTION ON CONSENT FOR SUSPENSION

The parties have exchanged a written settlement proposal on May 28, 2014.

The parties have good cause for this request for suspension of Expert Witness related obligations set forth in the Board's Order dated May 5, 2014 and deferral of Opposer's motion filed on May 22, 2014 for the sake of judicial economy. The remainder of proceedings have already been suspended by the Board.

Accordingly, Opposer hereby moves, on consent, for a 90 day suspension of the proceedings as described above as well as a 90 day extension of the time to respond to Applicant's discovery requests served on May 5, 2014.

Both parties reserve the right to seek an earlier resumption of proceedings if there is no progress with settlement.

In the event that there is no word from either party, upon conclusion of the suspension period, proceedings would automatically resume upon a schedule to be set out by the Board.

PROCEEDINGS TO AUTOMATICALLY RESUME:

September 3, 2014

Applicant's counsel, Katherine M. Hoffman, Esq., has consented to the extension requested herein.

Respectfully submitted,

LADAS & PARRY LLP

Attorneys for Opposer, Intercast Europe S.r.l.

Dated: June 3, 2014

By:

Ralph H. Cathcart
1040 Avenue of the Americas

New York, New York 10018-3738

(212) 708-1920

(Our Ref: C12645281)

## **CERTIFICATE OF TRANSMISSION**

I, Reinaldo M. Roa, hereby certify that a copy of the foregoing **MOTION ON CONSENT FOR SUSPENSION** has been electronically transmitted to the United States Patent and Trademark Office on the date indicated:

Dated: June 3, 2014

Reinaldo M. Roa

## **CERTIFICATE OF SERVICE**

I, Reinaldo M. Roa, hereby certify that a copy of the foregoing **MOTION ON CONSENT FOR SUSPENSION** was served on the following person(s) via first-class mail, as follows on the date indicated:

Katherine M. Hoffman, Esq. McKenna Long & Aldridge LLP 4435 Eastgate Mall, Suite 400 San Diego, CA 92121-1980

Tel: (619) 533-7392

E-mail: KHoffman@MckennaLong.com

Dated: June 3, 2014

Reinaldo M. Roa